

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

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Date

April 21, 2022

Committee on State, Civic, Military, & Veterans Affairs.

After consideration on the merits, the Committee recommends the following:

SB22-144 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 2, line 3, strike "(6)" and substitute "(6);  
2 and **add** (2.5) and (2.6)".

3 Page 2, after line 5 insert:

4 "(2.5) "SCHOOL" MEANS A PUBLIC SCHOOL THAT ENROLLS  
5 STUDENTS IN ANY OF THE GRADES OF KINDERGARTEN THROUGH TWELFTH  
6 GRADE.

7 (2.6) "STUDENT" MEANS AN INDIVIDUAL ENROLLED IN A SCHOOL."

8 Page 3, line 17, strike "(1)(p)" and substitute "(1)(p), (1)(q), (1)(r), and  
9 (10)".

10 Page 3, after line 26 insert:

11 "(q) A TRANSPORTATION NETWORK COMPANY THAT, FOR  
12 REMUNERATION FROM A SCHOOL OR SCHOOL DISTRICT, PROVIDES SERVICES  
13 FOR STUDENTS TO OR FROM A SCHOOL, SCHOOL-RELATED ACTIVITIES, OR  
14 SCHOOL-SANCTIONED ACTIVITIES SHALL USE A TECHNOLOGY-ENABLED  
15 INTEGRATED SOLUTION THAT PROVIDES END-TO-END VISIBILITY INTO THE  
16 RIDE FOR THE TRANSPORTATION NETWORK COMPANY AND THE PERSON  
17 THAT SCHEDULED THE RIDE. THIS SOLUTION MUST ALLOW FOR GLOBAL  
18 POSITIONING SYSTEM MONITORING OF THE RIDE IN REAL TIME FOR  
19 SAFETY-RELATED ANOMALIES.

20 (r) A TRANSPORTATION NETWORK COMPANY THAT, FOR  
21 REMUNERATION FROM A SCHOOL OR SCHOOL DISTRICT, PROVIDES SERVICES  
22 FOR STUDENTS TO OR FROM A SCHOOL, SCHOOL-RELATED ACTIVITIES, OR  
23 SCHOOL-SANCTIONED ACTIVITIES SHALL ENSURE THAT EACH DRIVER  
24 PROVIDING THE SERVICE RECEIVES TRAINING IN MANDATORY REPORTING  
25 REQUIREMENTS, SAFE DRIVING PRACTICES, FIRST AID AND

1 CARDIOPULMONARY RESUSCITATION, EDUCATION ON SPECIAL  
2 CONSIDERATIONS FOR TRANSPORTING STUDENTS WITH DISABILITIES,  
3 EMERGENCY PREPAREDNESS, AND SAFE PICK-UP AND DROP-OFF  
4 PROCEDURES. THE TRANSPORTATION NETWORK COMPANY, NOT THE  
5 DRIVER, SHALL PAY THE COST OF PROVIDING THE TRAINING. THE  
6 COMMISSION SHALL PROMULGATE RULES PROVIDING FOR THE APPROVAL  
7 OF THE TRAINING USED, AND THE TRANSPORTATION NETWORK COMPANY  
8 MUST HAVE THE TRAINING APPROVED BY THE COMMISSION.

9 (10) (a) TO PROVIDE SERVICES FOR STUDENTS TO OR FROM A  
10 SCHOOL, SCHOOL-RELATED ACTIVITIES, OR SCHOOL-SANCTIONED  
11 ACTIVITIES FOR REMUNERATION FROM A SCHOOL OR SCHOOL DISTRICT, A  
12 DRIVER MUST HAVE A CRIMINAL HISTORY BACKGROUND CHECK IN  
13 ACCORDANCE WITH SECTIONS 22-32-109.7 AND 22-32-122.

14 (b) A TRANSPORTATION NETWORK COMPANY SHALL NOT USE A  
15 DRIVER TO PROVIDE SERVICES FOR STUDENTS TO OR FROM A SCHOOL,  
16 SCHOOL-RELATED ACTIVITIES, OR SCHOOL-SANCTIONED ACTIVITIES FOR  
17 REMUNERATION FROM A SCHOOL OR SCHOOL DISTRICT IF THE DRIVER HAS:

18 (I) BEEN CONVICTED OF OR PLED GUILTY OR NOLO CONTENDERE TO  
19 AN OFFENSE DESCRIBED IN SECTION 22-32-109.7 OR 22-32-109.8 (6.5); OR

20 (II) BEEN DISMISSED OR RESIGNED FROM EMPLOYMENT OR BEEN  
21 SUBJECT TO DISCIPLINE FOR AN ACT DESCRIBED IN SECTION 22-32-109.7.

22 **SECTION 4.** In Colorado Revised Statutes, 40-10.1-608, **add** (3)  
23 as follows:

24 **40-10.1-608. Rules.** (3) (a) IN ADDITION TO ANY OTHER RULES  
25 AUTHORIZED IN THIS PART 6, THE COMMISSION SHALL COORDINATE WITH  
26 THE DEPARTMENT OF EDUCATION TO PROMULGATE RULES IMPLEMENTING  
27 MINIMUM ENHANCED SAFETY STANDARDS FOR TRANSPORTATION  
28 NETWORK COMPANIES, PERSONAL VEHICLES, AND TRANSPORTATION  
29 NETWORK COMPANY DRIVERS WHEN ENGAGING IN SERVICES PROVIDED  
30 UNDER A CONTRACT WITH A SCHOOL OR SCHOOL DISTRICT. THE  
31 COMMISSION SHALL PROMULGATE THE RULES BY JULY 1, 2023.

32 (b) AT LEAST ONCE EVERY THREE YEARS, THE COMMISSION SHALL,  
33 IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, REVIEW AND,  
34 IF NECESSARY, UPDATE THE RULES PROMULGATED IN ACCORDANCE WITH  
35 THIS SUBSECTION (3) AS REASONABLY NECESSARY TO ENSURE SAFE  
36 STUDENT TRANSPORTATION.

37 (c) NOTHING IN THIS SUBSECTION (3) PROHIBITS A SCHOOL OR  
38 SCHOOL DISTRICT FROM SETTING HIGHER STANDARDS FOR TRANSPORTING  
39 A STUDENT TO OR FROM A SCHOOL, SCHOOL-RELATED ACTIVITY, OR  
40 SCHOOL-SANCTIONED ACTIVITY.

41 **SECTION 5.** In Colorado Revised Statutes, **add** 40-10.1-609 as  
42 follows:

43 **40-10.1-609. Reporting requirements - rules.** (1) A

1 TRANSPORTATION NETWORK COMPANY SHALL, WITHIN A REASONABLE  
2 TIME AS DETERMINED BY RULES OF THE COMMISSION, NOTIFY THE  
3 COMMISSION OF ANY SAFETY OR SECURITY INCIDENTS THAT INVOLVE  
4 PROVIDING SERVICES FOR STUDENTS TO OR FROM A SCHOOL,  
5 SCHOOL-RELATED ACTIVITIES, OR SCHOOL-SANCTIONED ACTIVITIES. THE  
6 TRANSPORTATION NETWORK COMPANY SHALL SEND THE SAME NOTICE TO  
7 EACH SCHOOL OR SCHOOL DISTRICT WITH WHICH THE TRANSPORTATION  
8 NETWORK COMPANY HAS ENTERED INTO A CONTRACT TO PROVIDE  
9 SERVICES TO STUDENTS TO OR FROM A SCHOOL, SCHOOL-RELATED  
10 ACTIVITIES, OR SCHOOL-SANCTIONED ACTIVITIES.

11 (2) (a) BY SEPTEMBER 1, 2022, THE COMMISSION SHALL  
12 PROMULGATE RULES REQUIRING A TRANSPORTATION NETWORK COMPANY  
13 TO REPORT INFORMATION RELATED TO DRIVER BACKGROUND CHECKS,  
14 INSURANCE COVERAGE, AND DATA REPORTING, CONSISTENT WITH THE  
15 TYPE OF SERVICE PROVIDED, AS IT RELATES TO SERVICE FOR STUDENTS. IN  
16 PROMULGATING THE RULES, THE COMMISSION SHALL COORDINATE WITH  
17 THE DEPARTMENT OF EDUCATION.

18 (b) AT LEAST ONCE EVERY THREE YEARS, THE COMMISSION SHALL,  
19 IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, REVIEW AND,  
20 IF NECESSARY, UPDATE THE RULES PROMULGATED IN ACCORDANCE WITH  
21 THIS SUBSECTION (2).".

22 Renumber succeeding section accordingly.

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